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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DOROTHEA PERRY, JEAN SEME individually :
on their own behalf and on behalf of similarly :
situated former and current employees, :
:
Plaintiffs, :
-against- :
:
NEW YORK STATE ATHLETIC COMMISSION, :
KIM SUMBLER, EXEC, DIR., NEW YORK :
STATE DEPARTMENT OF STATE AND :
ANTHONY GIARDINA, :
:
Defendants. :
-----X

21-cv-1967 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on August 11, 2021, Defendants moved to dismiss Plaintiffs' amended complaint (Dkts. 24, 26);

WHEREAS on September 3, 2021, Plaintiffs filed a Second Amended Complaint (Dkt. 30);


IT IS HEREBY ORDERED THAT:

1. Defendants' motion to dismiss is dismissed as moot.
2. Defendants' motion to dismiss the Second Amended Complaint is due by **October 8, 2021**. Plaintiffs' opposition is due by **November 5, 2021**. Defendants' reply is due by **November 19, 2021**.

The Clerk of Court is directed to close the motions at docket entries 24 and 26.

SO ORDERED.

Date: September 7, 2021
New York, New York


VALERIE CAPRONI
United States District Judge